

**UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

HOTEL BEL-AIR,)	
)	
Petitioner,)	
)	
v.)	Appeal Case No. 14-1241, 14-1257
)	NLRB Case No. 31-CA-029841
NATIONAL LABOR RELATIONS)	
BOARD,)	
)	
Respondent.)	
_____)	

CORRECTED STATEMENT OF ISSUES TO BE RAISED

1. Whether the parties, bargaining over the effects of the closing of the Hotel Bel-Air, were at impasse on July 7, 2010, when Petitioner implemented its last offer and whether it thereby violated § 8(a)(5) of the National Labor Relations Act [29 U.S.C. §158(a)(5)].

2. Whether Petitioner engaged in direct dealing by the implementation of its last offer, in violation of § 8(a)(5) of the National Labor Relations Act [29 U.S.C. §158(a)(5)].

3. Whether the Union, UNITE-HERE, Local 11, as of the date of the implementation represented the employees (either all employees or some employees) as of the date of the implementation of the last offer.

Respectfully submitted, this 15th day of December, 2014.

/s/ Karl M. Terrell

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **Corrected Statement of Issues to be Raised** was electronically filed with the court's e-filing system.

Linda Dreeben
Usha Dheenani
Joel Heller
National Labor Relations Board
1099 14th Street, N.W.
Washington, D.C. 20570

This 15TH day of December, 2014.

/s/ Karl M. Terrell
Karl M. Terrell